

SECOND REGULAR SESSION

HOUSE BILL NO. 1991

96TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE PHILLIPS.

4667L.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 204.455, RSMo, and to enact in lieu thereof one new section relating to liens filed by sewer districts.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 204.455, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 204.455, to read as follows:

204.455. 1. Any user charges, connection fees, or other charges levied by the sewer district shall be due at such time or times as specified by the board of trustees, and shall, if not paid by the due date, become delinquent and shall bear interest from the date of delinquency until paid. If such charges become delinquent [they] , **the board of trustees shall notify the landowner that the charges are delinquent and that the landowner has thirty days to correct the delinquency. If the landowner fails to correct the delinquency within the thirty-day period following the notice, the charges** shall be a lien upon the land charged, upon the board of trustees filing with the recorder of deeds in the county where the land is situated a notice of delinquency. **At the same time the notice of delinquency is filed with the recorder of deeds, the board of trustees shall notify the landowner that the notice has been filed and that the delinquency is a lien upon the land under this section.** The board of trustees shall file with the recorder of deeds a similar notice when the delinquent amounts, plus interest and any recording fees or attorneys' fees, have been paid in full. The lien hereby created may be enforced by suit or foreclosure.

2. For purposes of this section, the term "board of trustees" shall include, but is not limited to, the board of trustees established in subsection 2 of section 204.300.

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EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.